

REMARKS

Claims 1-10 and 18 are pending in the instant application after the current Amendments and Remarks. Claim 1 has been currently amended to delete C₁-C₁₀ alkyl for R¹. Support for this amendment, can be found in the examples of the specification as originally filed. Claim 4 has been amended to cancel an embodiment. No new subject matter has been added. Applicants have canceled subject matter without prejudice to filing continuations or divisionals thereto.

Claim Rejections -35 U.S.C. § 102

The Examiner has rejected Claims 1 and 2 under 35 U.S.C. 102(b) as being anticipated by Smith et al. (Journal of Organic Chemistry 1984, 49(24), 4602-9). Specifically, the Examiner contends that Smith et al. teaches a compound which anticipates the claims where R¹ is t-butyl and R² is methyl. The Examiner has also rejected claim 4 under 35 U.S.C. 102(b) as being anticipated by Eisner et al (STN Abstract of Journal of Chemical Society (1957) 733-9).

Applicants have amended claim 1 to delete C₁-C₁₀ alkyl for R¹. Applicants have also amended claim 4 to delete the compound in Eisner et al., thereby overcoming the rejection.

In view of the amendments, Applicants respectfully request reconsideration and withdrawal of the §102 rejection.


Claim Objections

The Examiner has rejected the pending claims for reading on non-elected subject matter as a result of the restriction to the elected species only.

In view of the above amendments, Applicants request rejoinder of the non-elected subject matter with the elected species.

If a telephonic communication with Applicants' representative will aid in the advancement of the prosecution of this application, please telephone the representative indicated below.

Respectfully submitted,

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